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Date: January 12, 2007

Wilburn Liddell, Jr.

PATENT  
401720-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: CHIH-WEI HUANG

Serial No.: 09/970,736

Filed: October 3, 2001

Title: System And Method For Measuring  
Performance Of Trading Instruments Within A  
Market

Art Unit: 3628

Examiner: Timothy M. Harbeck

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF APPEALS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the Decision of the Primary Examiner mailed July 17, 2006, finally rejecting Claims 1-19.

01/17/2007 SSITHIB1 00000014 500639 09970736  
02 FC:2401 250.00 DA

Serial No. 09/970,736  
January 12, 2007  
Page 2

The item(s) checked below are appropriate:

1.  A petition and fee for extension of term for reply to the final rejection is attached.

2.  Appeal fee

other than a small entity  
 small entity

3. Payment

The Director is authorized to charge \$760.00 (\$250.00) for Notice of Appeal filing fee and (\$510.00) for the three-month extension of time pursuant to 37 CFR § 1.17(a)(3) and any amount due, or credit any overpayment, to Deposit Account No. 50-0639.

A duplicate copy of this paper is enclosed.

Respectfully submitted,



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Brian M. Berliner  
Attorney for Applicant  
Registration No. 34,549

Date: January 12, 2007

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